

Jon D. Derrevere, Esquire (FBN: 330132)
Derrevere, Hawkes & Black
470 Columbia Drive, Bldg B
West Palm Beach, FL 33409
561-684-3222
Pro Hac Vice

CHARLES K. BRUNN (CBN: 28021)
BRUNN & FLYNN
928 12th Street, Suite 200
P.O. Box 3366 (95353)
Modesto, California 95354

Attorneys for Plaintiff
FIREMAN'S FUND INSURANCE COMPANY,
a foreign corporation a/s/o BASIC RESOURCES, INC.
and GEORGE REED, INC., a foreign corporation

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

FIREMAN'S FUND INSURANCE
COMPANY, a foreign corporation
a/s/o BASIC RESOURCES, INC.
and GEORGE REED, INC., a foreign
corporation,

Plaintiff,

vs.

GERLING AMERICA INSURANCE
COMPANY, a foreign corporation,

Defendant.

CASE NO. C 07 06302 CRB

**PLAINTIFF'S NOTICE OF FILING
SECOND SUPPLEMENTAL
DECLARATION OF JON D. DERREVERE
IN SUPPORT OF PLAINTIFF'S MOTION
FOR COURT TO TAKE JUDICIAL
NOTICE OF COURT RECORDS OF
UNDERLYING STATE COURT ACTION,
MOTION FOR FINAL SUMMARY
JUDGMENT AND FOR ALL OTHER
PURPOSES [F.R.E.201]**

Plaintiff, FIREMAN'S FUND INSURANCE COMPANY ("FFIC") a/s/o BASIC
RESOURCES, INC. ("BASIC RESOURCES") and GEORGE REED, INC. ("GEORGE REED")
hereby files this Notice of Filing of Jon D. Derrevere's Second Supplemental Declaration in
Support of Plaintiff's Motion for Court to Take Judicial Notice of Court Records of Underlying
State Court Action, Motion for Final Summary Judgment and for all other Purposes.

DATED: 1st DAY OF July 2008.

PLAINTIFF'S NOTICE OF FILING SECOND SUPPLEMENTAL DECLARATION OF JON D.
DERREVERE

1
2 By: /S/ JON D. DERREVERE
3 JON D. DERREVERE
4 Fla. Bar No.: 330132
5 Derrevere, Hawkes & Black
6 470 Columbia Drive, Bldg B
7 West Palm Beach, FL 33409
8 jdd@derreverelaw.com

9
10 *Admitted Pro Hac Vice*
11 Counsel for Plaintiff

12
13 CHARLES K. BRUNN
14 CBN: 28021
15 BRUNN & FLYNN
16 928 12th Street, Suite 200
17 P.O. Box 3366 (95353)
18 Modesto, California 95354
19 Email: CBrunn@Brunn-Flynn.com

20
21 Co-counsel for Plaintiff
22
23
24
25
26
27
28

PROOF OF SERVICE

Fireman's Fund Ins. Co. v. Gerling American Ins.

United States District Court, Northern District of California

Case No.: C 07 06302 CRB

I am employed in the City and County of West Palm Beach, State of Florida. I am over the age of 18 and not a party to the within action; my business address is: Derrevere, Hawkes & Black, 470 Columbia Drive, Building "B", West Palm Beach, Florida 33409.

On July 1st, 2008, I served the foregoing document(s) described as:

**PLAINTIFF'S NOTICE OF FILING SECOND SUPPLEMENTAL DECLARATION OF
JON D. DERREVERE IN SUPPORT OF PLAINTIFF'S MOTION FOR COURT TO
TAKE JUDICIAL NOTICE OF COURT RECORDS OF UNDERLYING STATE COURT
ACTION, MOTION FOR FINAL SUMMARY JUDGMENT AND FOR ALL OTHER
PURPOSES**

On the interested parties in this action by placing ☐ the original ☐ a true copy thereof enclosed in a sealed enveloped addressed as stated below:

☐ BY REGULAR MAIL:

I caused such envelopes to be deposited in the United States Mail at West Palm Beach, Florida with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with United States postal service each day and that practice was followed in the ordinary course of business for the service herein attested to.

☒ BY ECF:

I HEREBY CERTIFY that on this 1st day of July, 2008, I electronically filed the foregoing document with the Clerk of Court using CM/ECF. I also certify that the foregoing document is being served this day on: TINO X. DO, Barger & Wolen, LLP, 650 California Street, 9th Floor, San Francisco, CA 94108, tdo@barwol.com and CHARLES K. BRUNN, Brunn & Flynn, 928 12th Street, Suite 200, P.O. Box 3366, Modesto, CA 95354, CBrunn@Brunn-Flynn.com via transmission of Notices of Electronic Filing generated by CM/ECF.

☒ FEDERAL - I declare that I am employed in the office of a member of the Florida Bar, admitted to practice in all Florida Courts and who makes this Pro Hac Vice Application, that our co-counsel and sponsor is a member of the bar of this California Court, and at their direction this service was made. Executed at West Palm Beach, Florida on July 1st, 2008.

NAME: *Deanna N. Menendez*

Signature:

Deanna N. Menendez

PLAINTIFF'S NOTICE OF FILING FIRST SUPPLEMENTAL DECLARATION OF JON D.
DERREVERE